

SESSION OF 2008

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 582**

As Recommended by Senate Committee on  
Judiciary

**Brief\***

SB 582 would amend the crime of driving while under the influence of alcohol or drugs (DUI). Specifically, the bill would:

- Require a court to order an ignition interlock device, impoundment, or immobilization for two years for each motor vehicle required to be registered which is owned or leased by a person convicted of a second or subsequent DUI;
- Grant retroactive jurisdiction, for violations committed after July 1, 2006, to a municipal court over DUI violations which the district court also has jurisdiction over, as long as the elements of the ordinance violation are the same as the statute on DUI and the violation would constitute a felony;
- Delete the provision in current law that authorizes a city by ordinance or a county by resolution to impound a motor vehicle of a person convicted of DUI.

**Background**

The bill was introduced by the Senate Ways and Means Committee at the request of Senator Jay Emler.

There was no testimony in opposition to the bill at the Committee hearing.

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The fiscal note from the Division of Budget states the passage of this bill could reduce the number of district court hearings by shifting cases to municipal courts. However, it is unknown how many cases would shift. Therefore, the fiscal effect of the bill is unknown.